ORDINANCE NO. 3938

AN ORDINANCE of the City Council of the City of Kent, Washington, levying 2009 property taxes for the 2010 budget for the City of Kent.

RECITALS

A. Pursuant to RCW 84.55.120 and after providing all appropriate notice, the City Council held a public hearing on November 17, 2009, to consider the City of Kent's proposed operating and capital budget for the 2010 calendar year, to address the City's property tax levy to be imposed in 2009 for collection in 2010, and to review revenues and limit factors, as well as the proposed 2010 budget.

B. In accordance with RCW 84.55.120, any increase in property tax revenue other than that resulting from the addition of new construction and improvements to property, annexations, and any increase in the value of state-assessed property and the refund fund levy, requires the adoption of a separate ordinance from the tax levy ordinance specifically authorizing the increase in terms of both dollars and percentage.

C. By separate ordinance, the City Council has found that a substantial need exists to justify the use of a limit factor of 101 percent, which establishes a one (1) percent increase in property tax revenue to be levied in 2009 and collected in year 2010.

D. Pursuant to RCW 84.52.010 and WAC 458-12-365, taxes shall be levied in specific dollar amounts.
NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

ORDINANCE

SECTION 1. - Recitals Incorporated. The foregoing recitals are incorporated into this ordinance.

SECTION 2. - Property Tax Levied. There is hereby levied against the assessed value of the property in the City of Kent, Washington, a tax for the City’s 2010 budget in the following amount for the following fund:

For the General Fund, for the purpose of paying the general expenses of municipal government:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Levy per $1,000 of assessed valuation (estimated)</th>
<th>Dollar Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund</td>
<td>$2.355</td>
<td>$27,615,884</td>
</tr>
</tbody>
</table>

SECTION 3. - Limitation on Levy. The application of the General Fund levy shall be consistent with and shall not result in a tax revenue in excess of the limitation imposed by RCW 84.55.010 and 84.55.0101.

SECTION 4. - Adjustments. City administration shall administer the Annual Budget and in doing so may authorize adjustments pursuant to RCW 35A.33.120.

SECTION 5. - Severability. If any one or more sections, subsections, or sentences of this ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force and effect.

SECTION 6. - Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the code reviser are
authorized to make necessary corrections to this ordinance, including the correction of clerical errors; references to other local, state or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering.

**SECTION 7. - Effective Date.** This ordinance shall take effect and be in force five (5) days from and after its passage, approval, and publication as provided by law.

[Signature]

SUZETTE COOKE, MAYOR

ATTEST:

[Brenda Jacober]

BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

[Tom Brubaker]

TOM BRUBAKER, CITY ATTORNEY

PASSED: 8 day of December, 2009.

APPROVED: 8 day of December, 2009.

PUBLISHED: 12 day of December, 2009.

I hereby certify that this is a true copy of Ordinance No. 3938 passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

[Brenda Jacober (SEAL)]

BRENDA JACOBER, CITY CLERK

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3  Property Tax Levied (1%)  2010 Budget